

STATE OF ALABAMA)
)
COUNTY OF SHELBY)

387

This instrument prepared by
Harwood, Parsons & Guyton, Attorneys
Fairfield, Alabama
By: Jackson W. Guyton

Before me, the undersigned authority in said State, in said County, personally appeared M. H. Robertson and J. C. Robertson, who being duly sworn depose and say as follows:

That we are two of the children of John Henry Robertson, also known as J. H. Robertson; that at the time of his death, J. H. Robertson was the owner of the following described property to-wit:

The West $\frac{1}{2}$ of the NW $\frac{1}{4}$ of Section
26, Township 19, Range 1 East,
located in Shelby County, Alabama,
except one small parcel of said property which had previously been conveyed to M. H. Robertson.

That their father J. H. Robertson married their mother, Nettie Irene Miller Robertson, on July 25, 1913; that J. H. Robertson was married only one time during his lifetime and that time being married to affiant's mother, who is named above; that Nettie Irene Miller Robertson died on March 2, 1954 and that J. H. Robertson died on May 13, 1964, leaving surviving him the following named children, all of whom are over the age of twenty-one: J. C. Robertson, Minnie Ruth Robertson Pickens, M. H. Robertson and Marvin William Robertson; that these four children are the only children ever born to J. H. Robertson during his lifetime and there are no children of deceased children.

Affiants further depose and say that their father died without leaving a will and that no administration upon his estate has been had nor is one contemplated; that the funeral costs, taxes and all other obligations against J. H. Robertson or against his estate have been paid in full and there are none unpaid.

Affiants further depose and say that their father purchased the above described property by deed which was executed on November 15, 1913 and filed for record on January 26, 1917 in the Office of the Judge

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of Probate of Shelby County, Alabama, in deed book 59, at page 521.

That during his lifetime, J. H. Robertson cultivated part of said property and grew crops on it; that he cut timber on said property and constructed a house and other buildings on it and that from the time of purchase until the present time, said land has been claimed by J. H. Robertson and his children as their own land; that they exercised other incidents of ownership over said property by growing crops, fencing in cattle and mules and that during all of said period of time said land has been actually occupied as stated above and such occupancy and claim of title has been actual, peaceable, open, visible, notorious, exclusive, hostile, continuous and adverse to all the world, and those claiming said lands have recognized no title superior to theirs during all of said period of time and the occupants of said land, same being J. H. Robertson and his natural heirs, have used and enjoyed the same and have exercised exclusive acts of ownership of same during all of said period of time without any hostile claim or interference from any source whatsoever; that there has been no dispute or controversy with respect to the correct location of boundaries to the said property; and that said property at this time is now in peaceable, open, notorious, exclusive and adverse possession of the natural heirs of J. H. Robertson.

Affiants further depose and say that it is their understanding that a pole line permit across part of the above described property was executed by "M. R. Robertson and wife, Zema Robertson." Said conveyance being recorded in the Office of the Judge of Probate of Shelby County, Alabama, Book 239, Page 907.

Affiants swear and affirm that the M. R. Robertson and Zema Robertson referred to above is their uncle and aunt and that neither of them have ever been married nor have they ever had or claimed any interest in said property. Affiants further depose and say that the

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correct spelling of their aunts name is ZEMMA.

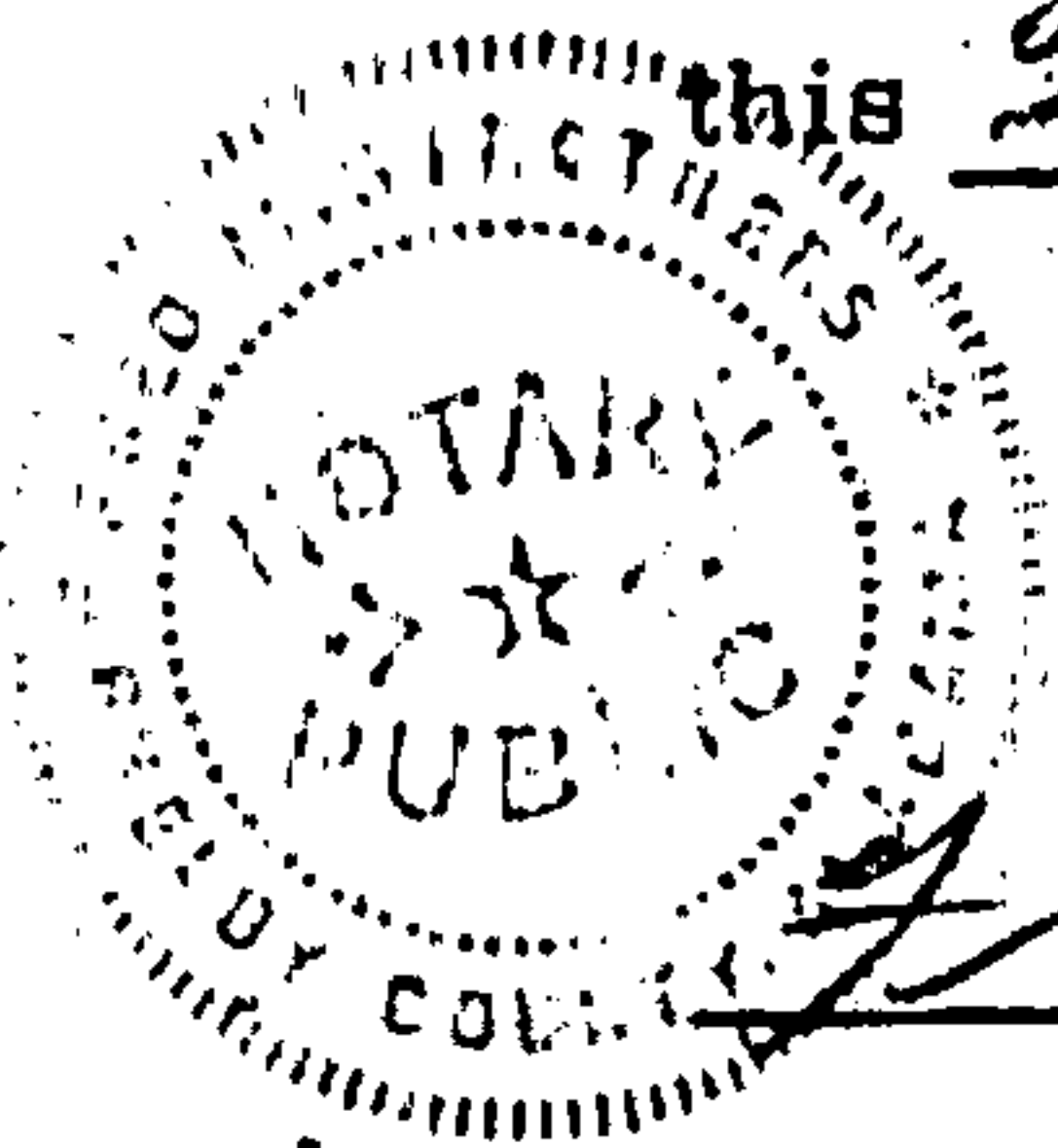
Affiants further depose and say that it is their understanding that this affidavit is being made as an inducement to Lawyers Title Insurance Corporation to insure a portion of the above described property.

IN WITNESS WHEREOF, We have hereunto set our hands and seals this 28 day of October, 1968 and swear and warrant that the foregoing statements are true.

J. C. Robertson
M. H. Robertson

Sworn to and subscribed before me,

this 28 day of October, 1968.



Fred M. Strother
Notary Public.

STATE OF ALA. SHELBY CO.
I CERTIFY THIS
INSTRUMENT WAS FILED
1968 NOV -2 PM 3:49
U.C.C. FILE NUMBER OR
REC. BK. & PAGE AS SHOWN ABOVE
Conrad M. Strother
JUDGE OF PROBATE